

## **FISCAL NOTE**

### **SB 3607 - HB 3389**

March 4, 2008

**SUMMARY OF BILL:** Creates a Class A misdemeanor for communicating a death threat concerning a school employee or student. Creates a Class E felony offense of aggravated communication of a death threat concerning a school employee or student.

#### **ESTIMATED FISCAL IMPACT:**

**Increase State Expenditures - \$13,800/Incarceration\***

**Increase Local Revenue – Not Significant**

**Increase Local Expenditures – Not Significant**

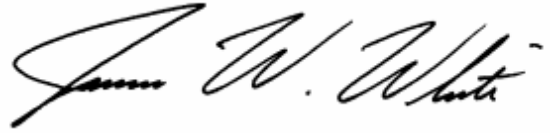
Assumptions:

- Two offenders per year will serve 0.3 years (109.58 days) for the offense of aggravated communication of a death threat concerning a school employee or student. According to the Department of Correction, the average operating cost per inmate per day for calendar year 2008 is \$62.78. The cost per inmate at 0.3 years is \$6,879.43 (\$62.78 x 109.58 days). The total additional cost for two offenders is \$13,758.86 (\$6,879.43 x 2).
- No significant incarceration cost increase will occur due to population growth in this period.
- Currently, a juvenile who threatens a school employee or another student with a deadly weapon or firearm would be charged with aggravated assault. This bill will not require juveniles to spend an additional time in state custody.
- There will not be a sufficient additional number of prosecutions for local governments to experience any significant increase in revenue or expenditures.

*\*Tennessee Code Annotated, Section 9-4-210, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law. The amount appropriated from recurring revenues shall be based upon the highest cost of the next 10 years.*

**CERTIFICATION:**

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, reading "James W. White". The signature is fluid and cursive, with the first name "James" written in a larger, more prominent script than the last name "White".

James W. White, Executive Director

/lsc